

Docket No.: 13555-00001-US  
(PATENT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:  
Adelbert Bacher et al.

Confirmation No. 7148

Application No.: 10/543,076

Group Art Unit: 1655

Filed: September 2, 2005

Examiner: Not Yet Assigned

For: ASSAY FOR INHIBITORS OF ISPH

**REQUEST FOR CORRECTED FILING RECEIPT**

Filing Receipt Corrections  
Office of Initial Patent Examination  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Applicants hereby request that a corrected Filing Receipt be issued in the above-identified patent application. The official Corrected Filing Receipt received by Applicants, a copy of which is attached hereto, has an error in the Fourth Applicant. This is as follows:


**Fourth Applicant (Tobias Grawart) should have residence known as “Burgfriedenstr. 16, Augsburg, Germany”, in lieu of “Fischergasse 25, Freising, Germany”.**

Applicants previously submitted a Supplemental Application Data Sheet on March 31, 2006 indicating the change of address on this Applicant and requesting correction, a copy of which is attached hereto.

Applicants additionally request that all pertinent U.S. Patent and Trademark Office records relating to the subject application be changed to reflect this correction.

As the error was made by the Patent and Trademark Office, it is believed that no fee is due. However, if a fee is due, please charge our Deposit Account No. 03-2775, under Order No. 13555-00001-US from which the undersigned is authorized to draw.

Respectfully submitted,

By   
Roberte M. D. Makowski, Ph.D.

Registration No.: 55,421  
CONNOLLY BOVE LODGE & HUTZ LLP  
1007 North Orange Street  
P.O. Box 2207  
Wilmington, Delaware 19899  
(302) 658-9141  
(302) 658-5614 (Fax)  
Attorney for Applicants



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 www.uspto.gov

APPL NO.	FILING OR 371 (c) DATE	ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
10/543,076	09/02/2005	1655	1030	13555-00001-US	1	11	2

CONFIRMATION NO. 7148

23416  
 CONNOLLY BOVE LODGE & HUTZ, LLP  
 P.O. BOX 2207  
 WILMINGTON, DE 19899

CORRECTED FILING RECEIPT



\*OC000000020555933\*

Date Mailed: 09/22/2006

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. **If an error is noted on this Filing Receipt, please mail to the Commissioner for Patents P.O. Box 1450 Alexandria Va 22313-1450. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).**

**Applicant(s)**

Adelbert Bacher, Garching, GERMANY;  
 Petra Adam, Kramsach, AUSTRIA;  
 Wolfgang Eisenreich, Garching, GERMANY;  
 Tobias Grawert, Freising, GERMANY;  
 Stefan Hecht, Bad Aibling, GERMANY;  
 Felix Rohdich, Zolling, GERMANY;  
 Ferdinand Zepeck, Munchen, GERMANY;

*Augsburg, Germany*

**Assignment For Published Patent Application**

Adelbert Bacher, Garching, GERMANY

**Power of Attorney:** The patent practitioners associated with Customer Number 23416.

**Domestic Priority data as claimed by applicant**

This application is a 371 of PCT/EP04/00264 01/15/2004

**Foreign Applications**

GERMANY 103 02 370.4 01/22/2003

If Required, Foreign Filing License Granted: 01/31/2006

The country code and number of your priority application, to be used for filing abroad under the Paris Convention, is **US10/543,076**

Projected Publication Date: Not Applicable

**Non-Publication Request:** No

**Early Publication Request:** No

**Title**

Assay for inhibitors of isph

**Preliminary Class**

435

## **PROTECTING YOUR INVENTION OUTSIDE THE UNITED STATES**

Since the rights granted by a U.S. patent extend only throughout the territory of the United States and have no effect in a foreign country, an inventor who wishes patent protection in another country must apply for a patent in a specific country or in regional patent offices. Applicants may wish to consider the filing of an international application under the Patent Cooperation Treaty (PCT). An international (PCT) application generally has the same effect as a regular national patent application in each PCT-member country. The PCT process **simplifies** the filing of patent applications on the same invention in member countries, but **does not result** in a grant of "an international patent" and does not eliminate the need of applicants to file additional documents and fees in countries where patent protection is desired.

Almost every country has its own patent law, and a person desiring a patent in a particular country must make an application for patent in that country in accordance with its particular laws. Since the laws of many countries differ in various respects from the patent law of the United States, applicants are advised to seek guidance from specific foreign countries to ensure that patent rights are not lost prematurely.

Applicants also are advised that in the case of inventions made in the United States, the Director of the USPTO must issue a license before applicants can apply for a patent in a foreign country. The filing of a U.S. patent application serves as a request for a foreign filing license. The application's filing receipt contains further information and guidance as to the status of applicant's license for foreign filing.

Applicants may wish to consult the USPTO booklet, "General Information Concerning Patents" (specifically, the section entitled "Treaties and Foreign Patents") for more information on timeframes and deadlines for filing foreign patent applications. The guide is available either by contacting the USPTO Contact Center at 800-786-9199, or it can be viewed on the USPTO website at <http://www.uspto.gov/web/offices/pac/doc/general/index.html>.

For information on preventing theft of your intellectual property (patents, trademarks and copyrights), you may wish to consult the U.S. Government website, <http://www.stopfakes.gov>. Part of a Department of Commerce initiative, this website includes self-help "toolkits" giving innovators guidance on how to protect intellectual property in specific countries such as China, Korea and Mexico. For questions regarding patent enforcement issues, applicants may call the U.S. Government hotline at 1-866-999-HALT (1-866-999-4158).

---

### **LICENSE FOR FOREIGN FILING UNDER Title 35, United States Code, Section 184 Title 37, Code of Federal Regulations, 5.11 & 5.15**

#### **GRANTED**

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where

the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Bureau of Industry and Security, Department of Commerce (15 CFR parts 730-774); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

#### **NOT GRANTED**

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).



## Auto-Reply Facsimile Transmission



TO:

Fax Sender at 302 661 2331

Fax Information

Date Received:

3/31/2006 11:14:45 AM [Eastern Standard Time]

Total Pages:

7 (including cover page)

**ADVISORY:** This is an automatically generated return receipt confirmation of the facsimile transmission received by the Office. Please check to make sure that the number of pages listed as received in Total Pages above matches what was intended to be sent. Applicants are advised to retain this receipt in the unlikely event that proof of this facsimile transmission is necessary. Applicants are also advised to use the certificate of facsimile transmission procedures set forth in 37 CFR 1.8(a) and (b), 37 CFR 1.6(f). Trademark Applicants, also see the Trademark Manual of Examining Procedure (TMEP) section 306 et seq.

Received  
Cover  
Page

=====>

MAR. 31. 2006 11:16 AM		VQ. 9834 P. 1/7	
<b>FAX TRANSMISSION</b>			
DATE: March 31, 2006			
PTO IDENTIFIER: Application Number 10/543076 Patent Number			
Inventor: Bacher et al.			
MESSAGE TO: USPTO PTAS System			
FAX NUMBER: (703) 306-5995			
FROM: CONNOLLY BOVE LODGE & HUTZ LLP Roberte M. D. Makowski			
PHONE: (302) 658-9141			
Attorney Dtd. #: 13555-00001-US			
PAGES (including Cover Sheet): 7			
CONTENTS: Transmittal for Supplemental Application Data Sheet (1 page) Supplemental Application Data Sheet (4 pages) Certificate of Transmission (1 page) Fax Transmission (1 page)			
<p>If your receipt of this transmission is in error, please notify this firm immediately by collect call to sender at (302) 658-9141 and send the original transmission to us by return mail to the address below.</p> <p>This transmission is intended for the sole use of the individual and entity to whom it is addressed, and may contain information that is privileged, confidential and exempt from disclosure under applicable law. You are hereby notified that any dissemination, distribution or duplication of this transmission by someone other than the intended addressee or its designated agent is strictly prohibited.</p> <p><b>CONNOLLY BOVE LODGE &amp; HUTZ LLP</b> 1007 North Orange Street, P.O. Box 2207, Wilmington, Delaware 19899 Telephone: (302) 658-9141 Facsimile: (302) 658-6614</p>			
PAGE 1/7 * RCVD AT 3/31/2006 11:14:45 AM [Eastern Standard Time] * SVR:USPTO-EFAXF-677 * CNUS:2738300 * CSID:302 661 2331 * DURATION (mm:ss):01:18			

\* \* \* COMMUNICATION RESULT REPORT ( MAR. 31. 2006 11:16AM ) \* \* \*

FAX HEADER 1:  
FAX HEADER 2:TRANSMITTED/STORED : MAR. 31. 2006 11:14AM  
FILE MODE OPTION

ADDRESS

RESULT

PAGE

0834 MEMORY TX

USPTO

OK

7/7

REASON FOR ERROR  
E-1) HANG UP OR LINE FAIL  
E-3) NO ANSWERE-2) BUSY  
E-4) NO FACSIMILE CONNECTION**FAX TRANSMISSION****DATE:** March 31, 2006**PTO IDENTIFIER:** Application Number 10/543076  
Patent Number**Inventor:** Bacher et al.**MESSAGE TO:** USPTO PTAS System**FAX NUMBER:** (703) 306-5995**FROM:** CONNOLLY BOVE LODGE & HUTZ LLP  
Roberte M. D. Makowski**PHONE:** (302) 658-9141**Attorney Dkt. #:** 13555-00001-US**PAGES (Including Cover Sheet):** 7**CONTENTS:** Transmittal for Supplemental Application Data Sheet (1 page)  
Supplemental Application Data Sheet (4 pages)  
Certificate of Transmission (1 page)  
Fax Transmission (1 page)

If your receipt of this transmission is in error, please notify this firm immediately by collect call to sender at (302) 658-9141 and send the original transmission to us by return mail at the address below.

This transmission is intended for the sole use of the individual and entity to whom it is addressed, and may contain information that is privileged, confidential and exempt from disclosure under applicable law. You are hereby notified that any dissemination, distribution or duplication of this transmission by someone other than the intended addressee or its designated agent is strictly prohibited.

**CONNOLLY BOVE LODGE & HUTZ LLP**  
1007 North Orange Street, P.O. Box 2207, Wilmington, Delaware 19899  
Telephone: (302) 658-9141 Facsimile: (302) 658-5614

# FAX TRANSMISSION

**DATE:** March 31, 2006

**PTO IDENTIFIER:** Application Number 10/543076  
Patent Number

**Inventor:** Bacher et al.

**MESSAGE TO:** USPTO PTAS System

**FAX NUMBER:** (703) 306-5995

**FROM:** CONNOLLY BOVE LODGE & HUTZ LLP  
Roberte M. D. Makowski

**PHONE:** (302) 658-9141

**Attorney Dkt. #:** 13555-00001-US

**PAGES (Including Cover Sheet):** 7

**CONTENTS:** Transmittal for Supplemental Application Data Sheet (1 page)  
Supplemental Application Data Sheet (4 pages)  
Certificate of Transmission (1 page)  
Fax Transmission (1 page)

If your receipt of this transmission is in error, please notify this firm immediately by collect call to sender at (302) 658-9141 and send the original transmission to us by return mail at the address below.

This transmission is intended for the sole use of the individual and entity to whom it is addressed, and may contain information that is privileged, confidential and exempt from disclosure under applicable law. You are hereby notified that any dissemination, distribution or duplication of this transmission by someone other than the intended addressee or its designated agent is strictly prohibited.

**CONNOLLY BOVE LODGE & HUTZ LLP**  
1007 North Orange Street, P.O. Box 2207, Wilmington, Delaware 19899  
**Telephone:** (302) 658-9141 **Facsimile:** (302) 658-5614



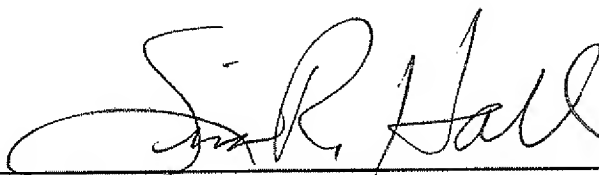
Application No.: 10/543076

Attorney Docket No.: 13555-00001-US

**Certificate of Transmission under 37 CFR 1.8**

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office.

on March 31, 2006  
Date



Signature

Tina R. Hall

Typed or printed name of person signing Certificate

Registration Number, if applicable

(302) 658-9141

Telephone Number

Note: Each paper must have its own certificate of transmission, or this certificate must identify each submitted paper.

Transmittal for Supplemental Application Data Sheet and Request for Corrected Filing  
Receipt (1 page)

Supplemental Application Data Sheet (4 pages)

Certificate of Transmission (1 page)

Fax Transmission (1 page)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:  
Adelbert Bacher et al.

Application No.: 10/543076

Confirmation No.: 7148

Filed: July 21, 2005

Art Unit: 1621

For: ASSAY FOR INHIBITORS OF ISPH

Examiner: Not Yet Assigned

**TRANSMITTAL OF SUPPLEMENTAL APPLICATION DATA SHEET**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Applicants submit herewith a Supplemental Application Data Sheet to replace the Application Data Sheet previously submitted on February 24, 2006 for filing in connection with the above-referenced Patent Application. The Supplemental Application Data Sheet reflects the new address of inventor, Tobias Gräwert.

Applicants hereby request that a corrected Filing Receipt be issued in the above-identified patent application. Applicants additionally request that all pertinent U.S. Patent and Trademark Office records relating to the subject application be changed to reflect this correction.

Applicants believe no fee is due with this request. However, if a fee is due, please charge our Deposit Account No. 03-2775, under Order No. 13555-00001-US from which the undersigned is authorized to draw.

Respectfully submitted,

By 

Roberte M. D. Makowski, Ph.D.

Registration No.: 55,421

CONNOLLY BOVE LODGE & HUTZ LLP

1007 North Orange Street

P.O. Box 2207

Wilmington, Delaware 19899

(302) 658-9141

(302) 658-5614 (Fax)

Attorney for Applicants

## **Supplemental Application Data Sheet**

### **Application Information**

Application number::	10/543076
Filing Date::	07/21/05
Application Type::	Regular
Subject Matter::	Utility
Suggested Group Art Unit::	N/A
CD-ROM or CD-R?::	None
Sequence submission?::	Disk/Paper
Computer Readable Form (CRF)?::	Yes
Number of copies of CRF::	1
Title::	ASSAY FOR INHIBITORS OF ISPH
Attorney Docket Number::	13555-00001-US
Request for Early Publication?::	No
Request for Non-Publication?::	No
Total Drawing Sheets::	1
Small Entity?::	No
Petition included?::	No
Secrecy Order in Parent Appl.?::	No

### **Applicant Information**

Applicant Authority Type::	Inventor
Primary Citizenship Country::	Germany
Status::	Full Capacity
Given Name::	Adelbert
Family Name::	Bacher
Street of mailing address::	Königsbergstr. 74
City of mailing address::	Garching
Country of mailing address::	Germany
Postal or Zip Code of mailing address::	85748

Applicant Authority Type:: Inventor  
Primary Citizenship Country:: Germany  
Status:: Full Capacity  
Given Name:: Petra  
Family Name:: Adam  
City of Residence:: Kramsach  
Country of Residence:: Austria  
Street of mailing address:: Land 49  
City of mailing address:: Kramsach  
Country of mailing address:: Austria  
Postal or Zip Code of mailing address:: 6233

Applicant Authority Type:: Inventor  
Primary Citizenship Country:: Germany  
Status:: Full Capacity  
Given Name:: Wolfgang  
Family Name:: Eisenreich  
City of Residence:: Garching  
Country of Residence:: Germany  
Street of mailing address:: Römerhofweg 51a  
City of mailing address:: Garching  
Country of mailing address:: Germany  
Postal or Zip Code of mailing address:: 85748

Applicant Authority Type:: Inventor  
Primary Citizenship Country:: Germany  
Status:: Full Capacity  
Given Name:: Tobias  
Family Name:: Gräwert  
City of Residence:: Freising Augsburg  
Country of Residence:: Germany  
Street of mailing address:: Fischergasse 25 Burgfriedenstr. 16

City of mailing address:: ~~Freising~~ Augsburg  
Country of mailing address:: Germany  
Postal or Zip Code of mailing address:: 85354 86159

Applicant Authority Type:: Inventor  
Primary Citizenship Country:: Germany  
Status:: Full Capacity  
Given Name:: Stefan  
Family Name:: Hecht  
City of Residence:: Bad Aibling  
Country of Residence:: Germany  
Street of mailing address:: Langhoferstr. 45  
City of mailing address:: Bad Aibling  
Country of mailing address:: Germany  
Postal or Zip Code of mailing address:: 83043

Applicant Authority Type:: Inventor  
Primary Citizenship Country:: Germany  
Status:: Full Capacity  
Given Name:: Felix  
Family Name:: Rohdich  
City of Residence:: Zolling  
Country of Residence:: Germany  
Street of mailing address:: Moosburger Str. 16  
City of mailing address:: Zolling  
Country of mailing address:: Germany  
Postal or Zip Code of mailing address:: 85406

Applicant Authority Type:: Inventor  
Primary Citizenship Country:: Germany  
Status:: Full Capacity  
Given Name:: Ferdinand

Family Name:: Zepeck  
City of Residence:: München  
Country of Residence:: Germany  
Street of mailing address:: Wörthstr. 26  
City of mailing address:: München  
Country of mailing address:: Germany  
Postal or Zip Code of mailing address:: 81667

### **Correspondence Information**

Correspondence Customer Number:: 23416

### **Representative Information**

Representative Customer Number:: 23416

### **Domestic Priority Information**

Application::	Continuity Type::	Parent Application::	Parent Filing Date::
This Application	National Stage of	PCT/EP2004/0002 64	01/15/04

### **Foreign Priority Information**

Country::	Application number::	Filing Date::	Priority Claimed::
Germany	103 02 370.4	01/22/03	Yes

### **Assignee Information**

Assignee name:: Adelbert Bacher  
Street of mailing address:: Königsbergstr. 74  
City of mailing address:: Garching  
Country of mailing address:: Germany  
Postal or Zip Code of mailing address:: 85748